

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ALTAUNE BROWN,

Plaintiff,

-against-

EDIBLE ARRANGEMENTS, LLC and 33rd
STREET INVESTORS I LLC,

Defendants.

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22-CV-6257 (VSB)

ORDER

VERNON S. BRODERICK, United States District Judge:

Plaintiff filed this action on July 22, 2022, (Doc. 1), and filed an affidavit of service as to Defendant Edible Arrangements on August 19, 2022, (Doc. 5.) The deadline for Defendant Edible Arrangements to respond to Plaintiff's complaint was September 1, 2022. (*See* Doc. 5.) To date, Defendant has not appeared or responded to the complaint. Plaintiff, however, has taken no action to prosecute this case. Accordingly, if Plaintiff intends to seek a default judgment, Plaintiff is directed to do so in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than October 11, 2022. If Plaintiff fails to do so or otherwise demonstrate that Plaintiff intends to prosecute this litigation, I may dismiss this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b).

SO ORDERED.

Dated: September 26, 2022
New York, New York


VERNON S. BRODERICK
United States District Judge